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Signature: /Gary R. Fabian/ Reg. No. 33,875

Date: 05 January 2010

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of: Williams, A., et al.	Confirmation No. 6889
Serial No.: 09/410,462	Art Unit: 1635
Filing Date: 1 October 1999	Examiner: J.E. Angell
Title: A SINGLE AGENT METHOD FOR KILLING TUMOR AND TUMOR ASSOCIATED ENDOTHELIAL CELLS USING ADENO VIRAL MUTANTS	

**INTERVIEW SUMMARY**

Mail Stop: Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On Tuesday, 5 January 2010, the Examiner and the undersigned discussed the Notice of Non-Compliance with 37 C.F.R. 1.192(c), mailed 7 December 2009. The Examiner and the undersigned agreed that the Appeal Brief, filed 31 August 2009, is in compliance with the requirements set forth in 37 C.F.R. §41.37(c)(1) regarding the summary of claimed subject matter. Accordingly, the Examiner agreed to withdraw the Notice of Non-Compliance with 37 C.F.R. 1.192(c), mailed 7 December 2009. Therefore, no response by Appellants to the Notice is required.

The Examiner noted that he would take the appropriate action to withdraw the Notice.

If the Examiner notes any further matters that the Examiner believes may be expedited by a telephone interview, the Examiner is requested to contact the undersigned at (650) 780-9030.

Respectfully submitted,

Date: 05 January 2010

By: /Gary R. Fabian/

Gary R. Fabian, Ph.D.  
Registration No. 33,875  
Agent for Appellants

ONYX Pharmaceuticals, Inc.  
2100 Powell Street  
Emeryville, CA 94608  
Phone: (510) 597-6502  
Facsimile: (510) 597-6610